

Remarks

After amendment, claims 3-9 and 12-24 are pending in the present application, claims 1-2 and 10-11 having been cancelled. Claims 1-2 and 10-11 were cancelled *without prejudice* pursuant to the Examiner's restriction requirement and Applicants' election. The claims have been amended to address the Examiner's concerns regarding the formalistic nature of the presentation of the claims. Applicants previously amended the claims of the instant application with the intention of filing a divisional application directed to the presently cancelled subject matter. This amendment is made to place the present application in condition for allowance.

Claims 14-24 are newly added. Support for the amended claims may be found throughout the originally filed specification and claims and in particular in the originally filed claims 5, 6, 7 and 12. No new matter has been added by way of this amendment.

The Examiner has rejected or objected to the previously filed claims under 35 U.S.C. §112, second paragraph for the reasons which are set forth in the office action at pages 5-6. For the reasons which are presented in the sections which follow, it is respectfully submitted that the instant application is now in condition for allowance and such action is earnestly solicited.

The Objection to Claim 3

The Examiner object to previously filed claim 3 because that claim contains several heterocyclic structures. In order to obviate this rejection, Applicants have amended claim 3 by deleting any reference to heterocyclic structure. It is respectfully submitted that claim 3 now has a scope in compliance with the Examiner's restriction requirement and Applicants' election.

The 112, Second Paragraph Rejections

The Examiner has rejected previously filed claims 4-8 and 12 under 35 U.S.C. §112, second paragraph as being indefinite for the reasons which are detailed in the pending office action on pages 5-6. Applicants have amended the previously filed claims to address each of the concerns the Examiner raises in the office action on pages 5-6. In particular, Applicants have now removed the terms “such as” and “including” from the claims and incorporated the subject matter in those claims in new claims 14-24. Applicants also have clarified the blocking group in claim 12 and provided a number of claims (22-24) dependent thereon, which address the Examiner’s rejection. Applicants respectfully submit that the claims as amended are now in full compliance with the requirements of 35 U.S.C. §112, second paragraph.

For the above reasons, Applicants respectfully assert that the claims set forth in the present amendment are now in compliance with 35 U.S.C. Applicants respectfully submit that the present application is now in condition for allowance and such action is earnestly solicited.

Applicant has added 12 claims (all dependent) making the total number of claims in the application 20 (two independent claims). No fee is therefore due for the presentation of this amendment. Small entity status is claimed for the present application.

Please credit any overpayment or charge any additional fee due to Deposit Account No. 04-0838. Should the Examiner wish to speak with the undersigned attorney in order to advance prosecution of the instant application, he is cordially requested to do so at the below-listed telephone number.

Respectfully submitted,

COLEMAN/SUDOL SAPONE, P.C.

By: 

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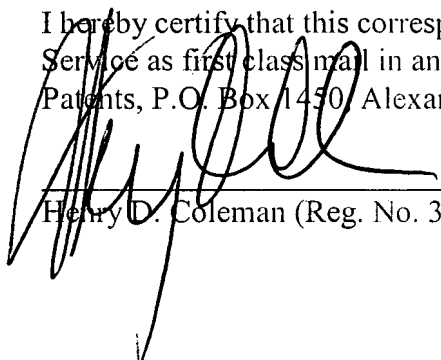
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Dated: July 16, 2007

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on July 16, 2007.


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